

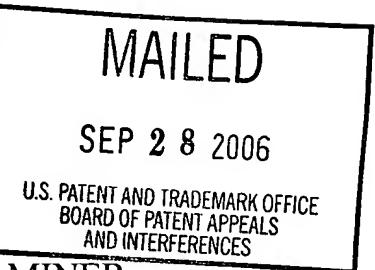
The opinion in support of the decision being entered today was *not* written for publication and is *not* binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte ERIC THOMAS GOHR, NILES RICHARD ROSENQUIST,
RAJENDRA KASHINATH, GREGORY JAMES STODDARD,
SHAHRZAD ZARKOOB, and JOHANNES MARTINUS DINA GOOSSENS

Application 10/740,074
Technology Center 1700



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on September 14, 2006. A review has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matter requiring attention prior to docketing is identified below:

APPEAL BRIEF

Appellants filed an Appeal Brief which was received by the USPTO on April 10, 2006. The following section lacks required content:

Summary of Claimed Subject Matter

The content provided under the section “SUMMARY OF CLAIMED SUBJECT MATTER,” is not commensurate in scope with 37 C.F.R. § 41.37(c)(1)(v)(2005) because the content does not give a concise explanation of the subject matter defined in each of the independent claims involved in the appeal. Correction is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner to:

- (1) instruct Appellants to provide a Supplemental Appeal Brief which fully complies with 37 C.F.R. § 41.37(c)(1)(v);
- (2) have said Supplemental Appeal Brief made apart of the Image File Wrapper (IFW) Official record;

and

- (3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

DALE M. SHAW
Deputy Chief Appeals Administrator
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Application 10/740,074

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DMS:hh